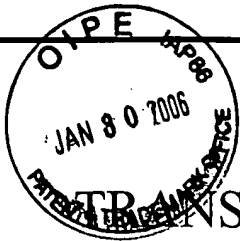


FFW



# TRANSMITTAL FORM

Application Serial Number	10/718,834
Filing Date	November 21, 2003
First Named Inventor	O'Toole
Group Art Unit	1646
Examiner Name	Daniel C. Garnett
Attorney Docket No.	WYE-014
Patent No.	Not applicable
Issue Date	Not applicable

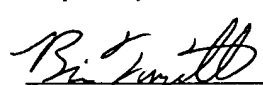
## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form  <input type="checkbox"/> Amendment/Response <input type="checkbox"/> Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____]  <input type="checkbox"/> Petition for Extension of Time  <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement <input checked="" type="checkbox"/> Form PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations B1 and C1-C5  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Sequence Listing submission <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application  <input type="checkbox"/> Formal Drawing(s)  <input type="checkbox"/> Request For Continued Examination (RCE) Transmittal  <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers)  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application  <input type="checkbox"/> Small Entity Statement  <input type="checkbox"/> CD(s) for large table or computer program  <input type="checkbox"/> Amendment After Allowance  <input type="checkbox"/> Request for Certificate of Correction <input type="checkbox"/> Certificate of Correction (in duplicate)	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences  <input type="checkbox"/> Appeal Brief (in triplicate)  <input type="checkbox"/> Status Inquiry  <input checked="" type="checkbox"/> Return Receipt Postcard <input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8  <input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8  <input type="checkbox"/> Additional Enclosure(s) (please identify below)
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## CORRESPONDENCE ADDRESS

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Graham LLP  
75 State Street  
Boston, MA 02109-1808  
Tel. No.: (617) 261-3100  
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## SIGNATURE BLOCK

Respectfully submitted,  
  
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 Kirkpatrick & Lockhart Nicholson  
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 75 State Street  
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Date: January 26, 2006  
 Reg. No. 48,645  
 Tel. No.: (617) 261-3169  
 Fax No.: (617) 261-3175



PATENT  
Attorney Docket No. WYE-014

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): O'Toole *et al.* CONFIRMATION NO.: 3669  
SERIAL NO.: 10/718,834 GROUP NO.: 1646  
FILING DATE: November 21, 2003 EXAMINER: Daniel C. Garnett  
TITLE: COMPOSITION AND METHOD FOR TREATING LUPUS NEPHRITIS

**CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that this correspondence, and any document(s) referred to as enclosed herein, is/are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 26th day of January, 2006.

  
Sheila E. Sweeney

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith is/are:

1. Transmittal Form (1 page);
2. Supplemental Information Disclosure Statement (2 pages);
3. Form PTO-1449 (1 page);
4. Copy of Cited References B1 and C1-C5; and
5. a return receipt postcard.



PATENT  
Attorney Docket No. WYE-014

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): O'Toole *et al.* CONFIRMATION NO.: 3669  
SERIAL NO.: 10/718,834 GROUP NO.: 1646  
FILING DATE: November 21, 2003 EXAMINER: Daniel C. Garnett  
TITLE: COMPOSITION AND METHOD FOR TREATING LUPUS NEPHRITIS

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the patents and publications listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application. Copies of the non-U.S. patent documents and non-patent publications are enclosed.

**REMARKS**

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed (CHECK ONE):

- ☒ (1) within three (3) months of the **filing date** of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the **first Office action** on the merits, or before the mailing of a **first Office action** after the filing of a request for continued examination under 37 C.F.R. 1.114; or
- ☐ (2) after the period defined in (1) above but before the mailing date of any of a **final action** under 37 C.F.R. 1.113, a **notice of allowance** under 37 C.F.R. 1.311, or an action that otherwise closes prosecution in the application, and
- ☐ the requisite Statement is below, **OR**
- ☐ the requisite fee under 37 C.F.R. 1.17(p), namely **\$180.00**, is included herein; or

- ☐ (3) after the period defined in (2) above but before the payment of the **issue fee**, **AND**
- ☐ the requisite Statement is below, **AND**
- ☐ the requisite petition fee under 37 C.F.R. 1.17(p), namely **\$180.00** is included herein.

It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application.

### STATEMENT

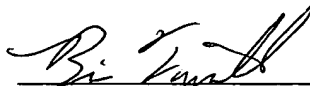
As required under 37 C.F.R. 1.97(e), Applicant(s), through the undersigned, hereby state either that [check the appropriate space only if either (2) or (3) is checked on the previous page and the Statement is required]:

- ☐ 1. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application **not more than three months** prior to the filing of the Information Disclosure Statement; or
- ☐ 2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to **any individual** designated in 37 C.F.R. 1.56(c) **more than three months** prior to the filing of the Information Disclosure Statement.

Respectfully submitted,

Date: January 26, 2006  
Reg. No. 48,645

Tel. No.: (617) 261-3169  
Fax No.: (617) 261-3175

  
\_\_\_\_\_  
Brian A. Fairchild  
Attorney for Applicants  
Kirkpatrick & Lockhart Nicholson  
Graham LLP  
75 State Street  
Boston, Massachusetts 02109-1808



<b>FORM PTO - 1449</b> <b>SUPPLEMENTAL</b> <b>INFORMATION DISCLOSURE STATEMENT</b>				<b>ATTORNEY DOCKET NO.:</b> WYE-014 <b>APPLICANT(S):</b> O'Toole <i>et al.</i> <b>SERIAL NO.:</b> 10/718,834 <b>FILING DATE:</b> November 21, 2003 <b>GROUP NO.:</b> 1646					
<b>U.S. PATENT DOCUMENTS</b>									
<b>EXAM. INIT.</b>		<b>DOCUMENT NUMBER</b>	<b>DATE</b>	<b>NAME</b>	<b>CLASS</b>	<b>SUB CLASS</b>	<b>FILING DATE IF APPROPRIATE</b>		
<b>FOREIGN PATENT DOCUMENTS</b>									
<b>EXAM. INIT.</b>		<b>DOCUMENT NUMBER</b>	<b>DATE</b>	<b>COUNTRY CODE</b>	<b>CLASS</b>	<b>SUB CLASS</b>	<b>FILING DATE</b>	<b>ABSTRACT ONLY</b>	<b>ENGLISH LANG (Y/N)</b>
	B1	WO 02/059260	08/01/02	WO				N	Y
<b>OTHER ART, JOURNAL ARTICLES, ETC.</b>									
<b>EXAM. INIT.</b>	<b>OTHER DOCUMENTS: (Including Author, Title, Date, Relevant Pages, Place of Publication)</b>								
	C1	Database Geneseq Online 25 February 2003 (2003-02-25), "Human protein SEQ ID 521," XP002350892, retrieved from EBI accession no. GSN: ABP64861 Database accession no. ABP64861.							
	C2	Database UniProt Online 1 May 2000 (2000-05-01), XP002350893 retrieved from EBI Database accession no. Q9VFS6.							
	C3	Database UniProt Online 1 March 2003 (2003-03-01), XP002350894 retrieved from EBI Database accession no. Q8CHT3.							
	C4	European Search Report for Application Number 03786989.8 (PCT/US03/37317) dated November 11, 2005, 5 pages.							
	C5	Vilella-Bach <i>et al.</i> , "The FKBP12-Rapamycin-binding Domain Is Required for FKBP12-Rapamycin-associated Protein Kinase Activity and G1 Progression," <u>Journal of Biological Chemistry</u> , 274(7):4266-4272 (1999).							
<b>EXAMINER</b>					<b>DATE CONSIDERED</b>				